Somerset Herald.

SOMERSET, PA., SATURDAY, JUNE 1, 1889.

OOK SHARP!

want to get all the news about the sensational trials now going on in Court, go to

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BERGER MURDER AND THE YODER HANGING.

fullest and latest information in regard to the important trials now going on. Justices an ex RINN'S SUSTICE and all kinds of Legal Blanks, Dockets, Legal and Foolscap (obcided investors, Constables can get Constables Unides, Sale Bills, &c. Township on get Supervisors Guides, Town and County Merchants can buy at

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s and Legal Cap Papers, Envelopes, Inks, Pencils, Pens, Tablets and everything in line. The Fittsburg daily papers and all the magazines and periodicals are for sale at

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and attractive store will be open during Court week until 11 o'clock p. m arose, and meekly and pitcously said they commendation and attention will be shown all patrons and parties desiring

S. ALBUMS, SUNDAY-SCHOOL TICKETS, CARDS, TESTA-MENTS, GOSPEL HYMNS, PICTURES, FRAMES,

so Mortidings, Base Bulls and Bats. The general place of resort for news, profit and

OOK SHARP!

HEADQUARTERS AT

ERR BROTHERS.

FOR ALL KINDS OF

clies, Clocks, Jewelry, Speciacles, &c. sentence and resumed his seat, there was an expression of satisfaction to be witnessed all over the court-room.

LOWEST CASH PRICES

HERR BROS.

FERNER BROTHERS'

Reliable Close-Priced Shoe Store-

ole Congress!

presents the Emer-Congress in Kangadouble gore one back, and the othof the ankle-bone enting the strain of on the ankle-bone ting the gore against Without question



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ES FINE SHOES Of All Latest Styles, Flexible Hand-turned,

I. DOUGLASS' Furnish Gents' \$2.50, \$3 and \$4 Shoe, Also, wild.
Working Shoes, with Leather counter and insole.

E respectfully call attention to the fact that we constantly keep in stock a large line of the most seasonable and most serviceable goods, of the latest styles in the trade, and so always invite comparison of our prices with those dealers. CALL AND SEE US.

RNER BROTHERS, Somerset, Penn'a. of the latest as it comes out.

many years, if ever, excited the same degree of interest among the members of the bar and multitude of spectators as the final chapter in the famous robbery case. When the four convicted fellons, Charles J. Lewis, Decatur Tasker, Jackson Porter Sullivan and Marshall Sullivan were brought into court, after the first rustle and commotion caused by everybody trying to get a better position for hearing and observing, a breathless and almost painful silence prevailed.

As the four unfortunate convicts sat with their backs to the railing and their faces toward the judge's stand, a marked change was quite observable in their demeanor and appearance. Instead of a defiant attitude and a kind of looking-out-of countenance gaze, they all wore a subdued expression, and apparently realized the gravity of their situa tion in view of the pending just and rightbeen found guilty of so fiendishry violating. Hopeless, helpless, wretched, as all four felt they were in the presence of the administrators and executors of the offended law, there was no palliating excuse for the beingus crime they had committed to which they could look. Condemned alike by the law and their own consciences, they were the pictures of despair. No wonder that when asked if they had anything to say why sentence should not be passed upon them, they hesitated to respond at first. At last Charles who had assumed such a daring and don'tcare-a-cent kind of expression during the whole of the trial, slowly and nervously had not been awarded a tair and impartial trial; that the whole community was prejudiced against them; and that some officers of the court had done their cause an injury by what they had said ever since their arrest He was followed by Decatur Tasker, who vans, Jackson Porter, the dude of the gang, as one of the Commonwealth's counsel char-FISHER'S BOOK STORE. acterized him, in an inaudible tone of voice the refusal of the Court to grant a temuttered a few words.

While sympathizing with the deplorable condition of the taiscreants, there was not one in the Court House among the vast audience, that did not rejoic over their convic tion, and feel to thank God that we had laws and officers to enforce them. Such were the ed on alledged improper remarks made self in court, is 66. He is an uncountered of the for the punishment of evil-doers, and courts intrepid Kyle and his arresting party, it in the minds of the jurors. would have been adopted with a thundering response that would have shaken the old Court House from top to bottom,

As Judge Baer processed to perform the solemn duty of passing sentence upon them, the vast audience was stilled into almost

the stiention of the public, and especially all attending Court this and next week.

To she make complete stock of Watches of Every Description to be found in Somenet. To she fifth fact is to call and see for someoff. We shall give the ed by all present.

But once out of the place where the colls of and thereby make it products to everyone withing to purchase anything in our task of regain a little of their old too our alla NTEED. that formed the lane through which they marched into the jail, one of the felons saying, "Get out of the way, you d-d sons of

> At the opening of court Wednesday morning Mr. Harvey J. Berkley, of Summit township, was "sworn and admitted to the practice of the law in the several courts of this lar examining committee, composed of A. C. Holbert, H. S. Endsley, Val. Hay, H. L. Baer and W. H. Ruppel, Esq's. For the past several months Mr. Berkley had been pursuing his studies in the office of F. J. Kooser, E-q. The HERALD joins with his many other friends in the county in wishing the young barrister the full measure of success in his chosen profession.

terprise of the DATLY HERALD in giving an invitation to strangers, as well as our old pat-Laces, Embroideries, Hose, Gloves, Kerchiefs, Collars, Cuffs, Buttons, Corsets, Jewelry, &c, &c.

M. M. TREDWELL & Co. Murderll

In murder trials it is most important to know the exact time at which the crime ocglasses and Speciacles.

the largest millinery business this season they have done for years, by opening fresh a full stock, but are sure to have everything ed himself with simply saying that they invoices twice a week, they not only keep up

No incident in our court's proceedings for any years, if ever, excited the same degree 10 YEARS IN feet and said he was innocent although THE NICELY THE PEN!

IMPOSED BY THE COURT ON THE LEADERS OF THE MoCLELLANDTOWN GANG."

The Fayette County Bandits Given a Taste cing the prisoners. of Somerset County Justice.

No More Torturing of Defenseless Old Men by Lewis, Tasker and the Two Sullivans.

Universal Satisfaction.

livan and Marshall Sullivan, the convict- over. He then sentenced each one of the J. Lewis, the chieftain of the doomed band, ed members of the McClellandtown gang four prisoners to pay a fine of \$100, the were brought into court, and A. C. Hol- costs of prosecution, and to undergo imbert presented the motion for a new trial prisonment at separate and solitary conof which he had given notice last night. finement, at labor, in the Western Peni-He said that owing to the shortness of tentiary for a period of 10 years. the time since the prisoners had been the question at length. The reasons ad- by the audience and without the change vanced in support of the motion were:

First. The refusal of the Court to permit stameringly gave utterance to a few words a continuance of the case, in order that custody of the Sheriff, and the court reof similar import. Only one of the Sulli- the attendance of Nettie Sullivan as a sumed the work of selecting a jury in witness might be obtained.

Second. In the case of Charles J. Lewis porary delay in order to procure the attendance of Nettie Sullivan, in which at the time of the commission of the of- for Herale's back numbers.

robbery, involving the brutal treatment of a by the District Attorney in his argument leading member of the Amish church. His venerable citizen, that could a vote of thanks to the jury yesterday, which, it was al-

As the last act of the drama, rather trage- made to the attachment granted by the there was an evident sign of relief express- to have gone that distance and returned.

The motion was then overruled. The Court announced that the other all court proceedings, but never making a The Twelve Good Men and True two bills against Lewis, Tasker, and the single suggestion to his counsel, and only two Sullivans, one for larceny, on infor- speaking when spoken to. He sits with his mation of Elia Baker, and one for assault arms folded across his breast, and both feet and battery with intent to kill, on infor- always on the floor, and never throws one mation of Christian Yoder, would be leg over the other as most Americans do. held over until the completion of the sentence which would be imposed for the law to post a copy of Justice's fee bills in burglary for which the defendants had his office. These fee bills can only be obbeen convicted. This was proper and tained in this county, at Fisher's Book necessary, the Court said, on account Store. of the great expense which would county." Mr. Berkley passed a highly cred- be entailed on the county by itable examination at the hands of the reguldetaining so many witnesses here for so long a time, and also because their was some doubt whether these indictments could be sustained, as they would Paris green and plaster wixed by hand. probably be held to be part of the same offense of which the defendants have just been convicted. All witnesses in the case were then discharged, and the District Robes. A large stock of Hamourgs and Attorney moved for immediate sentence. Trimmings. The defendants were then asked if they We are glad to take advantage of the en- had anything to say before sentence was passed. Lewis rose to his feet and said that himself and Tasker had been rons, to call and see our immense stock of forced to trial when they were not ready, Hats, Bonnets and Trimmings; besides, and that they had no chance to make a defense; that the District Attorney had prejudiced their case by improper declarations made about the Somerset county dutch, a people against whom he had never had any ill will; he said the absence of Nettie Sullivan had prevented himself and Tasker from going on the stand and explaining their whereabouts. sortment of the Finest Grades of Watches into consideration. Lewis' brief address, and Clocks, Jewelry and Silverware, Eye- although at times somewhat incoherent, taken in connection with his course on We also do engraving of all kinds. Goods the trial and while in prison, showed purchased from us will be engraved free of him to be possessed of somewhat various NEFF & CASERRER. attainments, able to make a spech, com-Although M. M. Tredwell & Co. have done mit a burglary or have a would be captor skip gracefully over a tence with his

"hands up." Decatur Tasker rose next, but contenthad not had a fair trial.

convicted; the wonderful and marvellous statement made by the witnesses in swearing to his identity were either gross mistakes or malicious falsehoods. He said IS THE "SALTY" SENTENCE he knew nothing whatever of the rob-

bery or the goods.

A. C. Holbert made a plea for Marshall Sullivan, urging among other things that he was a poor, hard working man, and that a part of the testimony in regard to the identity had been wrongly stated to "Christly" Yoder is Avenged! the jury by Mr. Kooser in his argument. Taking all the circumstances into consideration he said that he felt justified in asking that the court be lenient in senten-

District Attorney Biesecker started to urge on the Court the propriety of a severe sentence, but the Court declined to hear him in the matter, a circumstance that augured anything but good for the prospects of the prisoners.

The prisoners were then ordered to The Verdict and Sentence Give stand up for sentence. Judge Baer before passing sentence commented on the cruelty and inhumanity that had characterized the commission of the crime and on the fact that the charge for the At 10 o'clock Lewis, Tasker, Jack Sul- attempted taking of life had been held

The sentence was for the full extent of convicted, he was not prepared to argue law and was received in breathless silence of a muscle by the prisoners.

The prisoners were remanded to the the Umberger murder case.

Mr. Cha's. H. Fisher has bought of the publishers of the HERALD all back numbers from March 13th to present date, and can case the defendant could have gone on the stand and explained his whereabouts supply copies of all and any date at 5 cts. per copy. Mail orders promptly filled.

been taken to court, officers, jury, and the ledged were calculated to create prejudice ing to the custom of his church; cut square of his forehead, worn long over his ears To this the Court replied that they did and on back of his head reaching down over not see how the remarks of the District his coat collar. His beard that reaches Attorney could have prejudiced the case about half way down his breast is also white, against the defendant, for the instruction and is only permitted to grow on low to the jury was very explicit on their er part of his face and neck, the upper lip duty to try the case on the evidence, and and chin being kept cleanly shaved. His oreanness shears; and after each culprit, not on anything else. As to the question dress is of the material and pattern allowed sentence and resumed his seat, there was an of procuring the attendance of Nettie by the rules and regulations of his church had not shown that any return had been pants are cut broadfall instead of the usual dy, was being performed, and the curtain fell Court for that witness, or whether that tons, being kept up by a band around the suspenders. His coat is in the style of a blouse, and kept together by books and eyes. Ella Stearn on the Stand.

He is a benevolent, inoffensive, venerable ooking patriarch; paying strict attention to

Every Justice of the Peace is required by

Bug Finish.

Ready for use. No mixing required, Sticks to the vines and finishes the whole crop of Patato bugs with one application. One pound will go as far as ten pounds of Sold cheap by

Handsome stock of White Embroidered MRS. A. E. UHL

Down to Bed Rock. Drop in and see how cheap you can buy a

at a sacrifice, at the store of E. B. COPPROTE.

Somerset, Pa.

Dress Trimmings to match Dress Goods at MRS. A. E. UHL'S.

Notice to Traverse Jurors.

Owing to the large number of criminal cases at this sessions, the Court continued not related to either of the defendants. may be life. In all cases time is money and In her absence, it was useless for them the cases for the second week of May Term. Stood aside. may be size. To an eases time is money and to go on the stand, and he hoped the All jurors summond for that week are heremoney can be saved by buying time packs at Neff & Casebeer's, who carry a large asweek.

By order of the Court. R. S. McMILLEN, Sheriff's Office, May, 28 1889, Sheriff.

shoes before going home. They will sell cused, them to you cheaper than anybody else. Jons

yard. Good, substantial Cashmere, 10, 121 ion; have never been approached by either side. Stood aside.

BOYS.

JOSEPH NICELY.



THE "LITTLE MAN." DAVID NICELY,



THE MOTION FOR SEPARATE TRIALS WITHDRAWN.

ON TRIAL FOR THEIR LIVES.

THE "LITTLE MAN" AND "RED FACED MAN" WILL STAND OR FALL TOGETHER.

The District-Attorney Opens The Case.

Who Will Well and Truly Try the Issue Joined and a True Deliverance Make According to the Evidence.

THE JURY:

1. EPHRAIM D. MILLER. JOSIAH NEWMAN.

JACOB L. MANGUS.

FRED. F. WALKER.

JOHN W. BECK. JOHN H. HITE.

W. W. DAVIS. D. J. WOLFERSBERGER,

JEREMIAH HENRY. 9. 10. T. W. BLACK.

II. C. W. WEIGLE.

12. A. J. SEMBOWER.

The work of selecting the jury in the Umberger murder case commenced Thurs-Hanging Lamp, Lamps of all kinds. Dishes day evening and lasted up until about of all description-very cheap. Glass Ware 3 o'clock Fridey afternoon. Fifty-sseve

SELECTING THE JURY.

jurors were called before the twelve were finally selected.

Francis G. Hoover-Live in Black Twp; read about the case; formed no opinion; was at the hearing; have no conscientious scruples against capital punishment; have never been approached by any one on either side of the case; am

Cyrus W. Pile-Live in Middlecreek could give a verdict on the evidence.

Excused. Jesiah W. Pile-Read about the case have expressed an opinion; did not What's the matter with stopping in at know whether he could render an im-Ferner Bros., and buying a pair of boots or partial verdict upon the evidence. Ex-

Jonathan Snyder-Have read about Elegant yard wide Cashmere, 25 cents per the case; expressed no particular opin-